

**CERTIFICATE OF MAILING**

I hereby certify that on December 23, 2002, this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231.

Trudi Thompson  
Trudi Thompson

Applicant: **Williams et al.**  
Serial No.: **09/553223**  
Filed: **4/20/2000**  
Title: **A COMBINED RAPID ANTI-MICROBIAL SUSCEPTIBILITY ASSAY & MICROORGANISM IDENTIFICATION SYSTEM**

Group Art Unit: **1651**  
Examiner: **H. Gutman**  
Docket No.: **14598.34**

PATENT

**RECEIVED**

JAN 06 2003

TECH CENTER 1600/2900

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE**  
**BOARD OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed June 26, 2002 finally rejecting claims 27-36 and 43-52.

The items checked below are appropriate:

**1. STATUS OF APPLICATION**

This application is on behalf of

- ☒ other than a small entity  
☐ small entity

**2. FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 37 C.F.R. § 1.17(e) the fee for filing the Notice of Appeal is:

- ☐ small entity \$160.00  
☒ other than a small entity \$320.00  
**Notice of Appeal fee due \$320.00**

**3. EXTENSION OF TIME**

- (a) ☒ Applicant petitions for an extension of time under 37 C.F.R. § 1.136 (fees: 37 C.F.R. §§ 1.17(a)-(d) for the total number of months checked below:

Extension (months)	Fee for other than small entity	Fee for small entity
<input type="checkbox"/> one month	\$110	\$55
<input type="checkbox"/> two months	\$400	200
<input checked="" type="checkbox"/> three months	\$920	460
<input type="checkbox"/> four months	\$1,440	720
<input type="checkbox"/> five months	\$1,960	980

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01/02/2003 JAD/NO1 00000058 501901

920.00 CH  
320.00 CH01 FC:1253  
02 FC:1401

If an additional extension of time is required, please consider this a petition therefor.

(check and complete the next item, if applicable)

- ☐ An extension for \_\_\_\_\_ months has already been secured and the fee paid therefor of \$\_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

**Extension fee due with this request \$920.00**

**or**

- (b) ☐ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

**4. TOTAL FEE DUE**

The total fee due is:

Notice of Appeal fee \$320.00

Extension fee (if any) \$920.00

**TOTAL FEE DUE \$1,240.00**

**5. FEE PAYMENT**

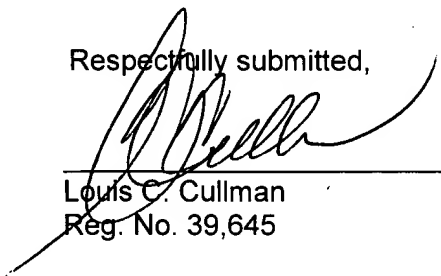
- ☐ Attached is a check in the sum of \$\_\_\_\_\_
- ☒ Charge Account No. 50-1901 the sum of \$1,240.00

A duplicate of this transmittal is attached.

**6. FEE DEFICIENCY**

- ☒ If any additional extension and/or fee is required, charge Account No. 50-1901.
- ☒ If any additional fee for claims is required, charge Account No. 50-1901.

Respectfully submitted,

  
\_\_\_\_\_  
Louis C. Cullman  
Reg. No. 39,645

December 23, 2002

**OPPENHEIMER WOLFF & DONNELLY LLP**  
840 Newport Center Drive, Suite 700  
Newport Beach, CA 92660  
Telephone: 949.823.6000  
Facsimile: 949.823.6100